



EPA Request for (1) Historical Data and (2) Certification Regarding Retention of Documents, Pursuant to Administrative Order for Remedial Design and Remedial Action, Docket No. 2011-14

Raymond Chavira to: Joe Kwan

02/09/2012 05:54 PM

Brown, Elizabeth C. \\\(Law\\), Elizabeth C. \\\(Law\\), Ianiemeyer,
Cc: Matthew Nelson, Richard Lewis, pmacnich, Arthur Heath,
Tom.Perina, Lewis Maldonado, Kelly Manheimer

Joe,

Please see attached letter. Compliance with this request is mandatory under the Order (attached).

We appreciate and look forward to your prompt response.

Ray

Raymond Chavira
Environmental Scientist/Remedial Project Manager
USEPA Region 9, Superfund Division
75 Hawthorne St., SFD-7-3
San Francisco, CA 94105-3901
(415) 947-4218
(415) 947-3528 (Fax)



UAO 2011_14 Final Signed.pdf EPA Ltr NGC UAO 020912.pdf



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105**

February 9, 2012

VIA US MAIL AND EMAIL

**Mr. Joseph P. Kwan
Corporate Director, Environmental Remediation
Northrop Grumman Corporation
2980 Fairview Park Drive
Falls Church, Virginia 22042-4511**

Subject: EPA Request for (1) Historical Data and (2) Certification Regarding Retention of Documents, Pursuant to Administrative Order for Remedial Design and Remedial Action, Docket No. 2011-14

Dear Mr. Kwan:

Pursuant to Paragraphs 114 and 116 of the Administrative Order for Remedial Design and Remedial Action, Docket No. 2011-14 ("the Order"), EPA is requesting that Northrop Grumman provide to EPA, within twenty (20) days of the date of this letter, all historical data from 1955 to the present related to the former Benchmark facility and the Shallow Zone South of Puente Creek portion of the PVOU (as defined in the Order) that is in the possession of Northrop Grumman and/or its former and present consultants. In addition, please provide a comprehensive summary of the data that is submitted. All documents shall be in electronic form if the data exists in that format. If certain documents do not exist in electronic format, then please provide hard copies.

Please note that, pursuant to Paragraph 112 of the Order, Northrop "shall not assert confidentiality claims with respect to any data related to conditions, sampling, or monitoring within the Shallow Zone South of Puente Creek portion of the PVOU."

Pursuant to paragraph 116 of the Order, Northrop Grumman must also submit a written certification that it has not altered, mutilated, discarded, destroyed or otherwise disposed of any records, documents or other information relating to its potential liability with regard to the Shallow Zone South of Puente Creek portion of the PVOU since notification of its potential liability by EPA. This certification was due within forty-five (45) days of the effective date of the Order. The certification has not yet been received and is now overdue.

Compliance with this request is mandatory under the Order. If you have any technical questions about the request, please contact Raymond Chavira at (415) 947-4218. Please direct any legal questions to Lewis Maldonado, at (415) 972-3126.

We appreciate and look forward to your prompt response to this request.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Ray Chavira", with a long, sweeping horizontal line extending to the right.

Raymond Chavira
Remedial Project Manager
Puente Valley Operable Unit

cc: Elizabeth Brown, Esq., Northrop Grumman Corporation
Linda Niemeyer, Watermark
Richard Lewis, LGC
Matthew Nelson, Orion Environmental
Peter MacNicholl, DTSC
Arthur Heath, LARWQCB
Tom Perina, CH2M HILL